



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of
Kimio NOZAKI et al.

ATTORNEY DOCKET NO. 034822/0101

Serial No.: 10/060,083

Group Art Unit: Unknown

Filed: January 31, 2002

Examiner: Unknown

For: LOUVERED FIN FOR A HEAT EXCHANGER

PETITION TO WAIVE THE ONE-MONTH EXTENSION FEE

Commissioner for Patents
Washington, D.C. 20231

Sir:

The undersigned hereby petitions to have the one-month extension of time fee waived in light of the following facts:

(1) On Monday, May 6, 2002, a telephone call was made by Sharon Peel, the secretary to the undersigned, to the U.S. PTO to determine if the Notice to File Missing Parts had been mailed out. She was told by an employee that one was mailed out on February 25, 2002. This was the first time that Applicant's representative had any notice that a Notice of Missing Parts was mailed. The PTO employee said she would send an e-mail to someone to forward a copy to the undersigned by facsimile. However, a copy of the Notice was not received.

(2) An additional telephone call was made by Sharon Peel to the PTO on Tuesday, May 14, 2002, and a copy of the Notice was immediately sent via facsimile to the attention of Sharon Peel by Monica Young.

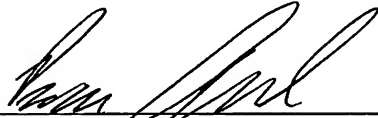
(3) The original Notice to File Missing Parts was never received, as evidenced by the attached copy of the firm's log of PTO mail from February 26, 2002, through March 11, 2002.

(4) The undersigned also wishes to inform the Patent Office that the post office in which the undersigned's law firm of Foley & Lardner has received its mail has

been the Brentwood Post Office in Washington, D.C., which has the anthrax situation, and has failed to receive correspondence in other matters due to the situation.

If the Petition is denied, the Commissioner is hereby authorized to charge Deposit Account No. 19-0741 for the one-month extension fee.

Respectfully submitted,



Pavan K. Agarwal
Registration No. 40,888

May 21, 2002
Date

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